

FILED
US DISTRICT COURT
DISTRICT OF ALASKA

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA AT ANCHORAGE 785 DEC 8 PM 4:32

WESLEY WORRELLS,

Plaintiff,

v.

SAM'S CLUB, INC. d/b/a
SAM'S CLUB #6603,

Defendant.

Case No. POS-0025CV

NOTICE OF REMOVAL

TO: The United States District Court
For the District of Alaska

AND TO: William B. Schendel, Esq.
WINFREE LAW OFFICE
301 Cushman Street, Ste 200
Fairbanks, AK 99701-4629

You are hereby notified that, pursuant to 28 U.S.C. §§ 1332, 1441 and 1446, the above-actual-named defendant, SAM'S CLUB, INC. d/b/a/ SAM'S CLUB #6603, has this day filed in the United States District Court for the District of Alaska this Notice of Removal of the following action: *Wesley Worrells v. Sam's Club, Inc. dba Sam's Club #6603* filed in the District Court for the State of Alaska, Fourth Judicial District at Fairbanks, Case No. 4FA-05-2493 CI. You are also notified that the said defendant has filed a copy of this Notice with the Clerk of the District Court for the Fourth Judicial District at Fairbanks, and that said action has thereby been removed from the State District Court to the United States District Court. See Exhibit A hereto, Notice of Removal to Federal Court.

The grounds for removal are as follows: This case involves diversity. 28 U.S.C. § 1332.

LANE POWELL LLC
301 West Northern Lights Boulevard, Suite 301
Anchorage, Alaska 99503-2648
Telephone 907.277.9511 Facsimile 907.276.2631

Suit was filed by plaintiff in Alaska District Court, Fourth Judicial District at Fairbanks, on or about November 10, 2005 (Amended Complaint and Amended Summons), and was served on defendant on or about November 14, 2005.

Based on the above, this Court has both original and removal jurisdiction over this action, and defendants are entitled to remove this action to this Court from the District Court for the State of Alaska.

DATED this 8th day of December, 2005.

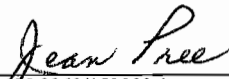
LANE POWELL LLC
Attorneys for Defendant

By 
for William A. Earnhart - ASBA 9411099

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I certify that on December 8, 2005, a copy
of the foregoing was served by fax and U. S. mail on:

William B. Schendel, Esq.
Winfree Law Office
301 Cushman Street, Ste 200
Fairbanks, AK 99701-4629


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Notice of Removal

Wesley Worrells v. SAM'S Club, Inc. d/b/a SAM'S Club #6603

(Case No.)

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IN THE DISTRICT COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

WESLEY WORRELLS,

Plaintiff,

v.

SAM'S CLUB, INC. d/b/a
SAM'S CLUB #6603,

Defendant.

Case No. 4FA-05-2493 CI

**NOTICE OF REMOVAL
TO FEDERAL COURT**

TO: Clerk of Court
The District Court for the State of Alaska, Fourth Judicial District

AND TO: Plaintiff Wesley Worrells
William B. Schendel, Esq.
Winfree Law Office
301 Cushman St., Ste 200
Fairbanks, AK 99701-4629
Tel: 907-451-6500
Fax: 907-451-6510

Please take notice pursuant to the provision of 28 U.S.C. § 1446(d) that the Notice of Removal, a copy of which is attached hereto as Exhibit A, effecting the removal for all purposes of *Wesley Worrells v. Sam's Club #6603*, Case No. 4FA-05-2493 CI, to the United States District Court for the District of Alaska from the District Court for the State of Alaska, Fourth Judicial District at Fairbanks, was filed by the above-actual-named defendant on December 8, 2005, with the Clerk of the United States District Court for the District of Alaska.

DATED this 8th day of December, 2005.

I certify that on December 8, 2005, a copy
of the foregoing was served by fax and U. S. mail on:

William B. Schendel, Esq.
Winfree Law Office
301 Cushman Street, Ste 200
Fairbanks, AK 99701-4629

Jean Free
11/15/05 0260/152200.1

LANE POWELL LLC
Attorneys for Defendant

By William A. Earnhart
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EXHIBIT A

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